Rev. (1948) Department

MS SERIES.

G.O. No. 1175

Dated 15 5 48

[Despatch Abstract.]

Process Fees in Revenue Courts - Rates - Enhancement - Ordered.

Encl. Papers.

G.O.	No.	Department.	Date.	G.O	No.	Department.	Date.
Pol	1601	Rev	25 / 4 D				

Further Papers.

G.O	No.	Department	Date.	G.O.	No.	Department	Date
Mis	2830	Rev	26 11 8				

Copy of Board's B.P.Mis.No.469 dated 7-4-1948

Sub: Establishment - Process service in the Revenue Courts - Rates of fees - Enhancement - Proposals - Report - Submitte

Read:- From the Government, Memo.No.1233-M/47-1,Rev.dt.21-7-47
" - " High Court,Madras No.Roc.5746/47-B.1,dt.28-10-47

RESOLUTION:-

In their Memo. read above the Government have asked the Board to examine and report whether the process fees levied in the Revenue Courts might be revised so as to cover the increased expenditure to them on account of the revision of scales of pay of the process establishment since sanctioned in G.O.No.Ms.1856, Revenue dated 4-8-47 and, if so to submit a revised scale of fees for their approval.

2. As the process establishment in the Judiciary Department was working at a loss, the process fees levied in the Civil Courts were increased at the rate of 3 annas per rupee, 2 annas per ½ a rupee and more and 1 anna per less than ½ a rupee with effect from 1st January 1945. A copy of the amendment issued by the High Court, is enclosed for information. The Board consulted the Collectors of Vizagapatam, Guntur, North Arcot, Coimbatore, Madura, Tanjore and Tinnevelly in the matter with reference to the above rates. The Collector of North Arcot has not yet submitted his report. The Collectors of Vizagapatam, Tanjore, Tinnevelly and Coimbatore consider that the extra cost can be covered if the rate of process fees in the Revenue Courts is raised on the same lines as in the Civil Courts. The Collector of Madura says that in his district the extra cost cannot be met unless the rate is raised to 4 annas per rupee, while the Collector of Guntur considers that there is no need to raise the rate in his district. In Madura district the estimated receipts at the enhanced rates are a little less than the estimated expenditure at the revised scales of pay and in Guntur District the process establishment consists of only one Amin and one peon. In the circumstances the Board agrees with the majority of Collectors and recommends that the revised rates of fees levied in the Civil Courts may be adopted in the Revenue Courts also.

/True extract/ Sd.x x/for Secretary.

To the Secretary to Government, Revenue Department,Madras
with a copy of the amendment of the High Court,Madras.

AMENDMENT.

In part II Chapter I Section B of the C.R.P. & C.O.Vol.I Rules 1 shall be relettered as sub rule (a) of that rules; and the following shall be added as such rule (b) namely:

"(b) with effect from 1st January 1945, a fee additional to the fees leviable under sub rule (a), shall be charged on all processes issued by the High Court of Madras in its appellate jurisdiction and by all Civil Courts established within the High Court's Appellate Juriddiction except the City Civil Court, Madras.

For each rupee	an additional fee of three annas
" each fraction of a rupee amounting to 8 annas or more	an additional fee of two annas.
For each fraction of a rupee amounting to less than 8 annas.	do. one anna.

GOVERNMENT OF MADRAS

Abstract.

Process Fees in Revenue Courts - Rates - Enhancement-Ordered.

-x-x-x

authorising the distraint of movable property, but the service of which is not accompanied by actual distraint. Rs. A. P 0 5 0

2. Notice authorising the distraint of movables under which distraint is actually made 0 10 0

3. Sale of movable property 0 10 0

4. Notice served as a preliminary to the attachment of immovable property. 0 5 0

5. Notice of attachment of immovable property 0 10 0

6. Notice of sale of immovable property 0 10 0

(i) Pages 200 Appendix III to standing order No.200 para 1.

FOR the figures "0-8-0" and "0-4-0" occurring against item I(a) and (b) READ "0-10-0" and "0-5-0" respectively

(ii) FOR the figure "1-0-0" occurring against items II(a)(b) (c) and (d) READ "1-3-0"

(iii) FOR the figures "0-6-0", "0-4-0" and "0-8-0" representing the additional fee to be levied if the officer is an Amin, a peon or a Revenue Inspector respectively READ "0-7-0" 0-5-0" and "0-10-0" respectively.

(iv) FOR the figure "0-4-0" occurring against item III READ "0-5-0"

(v) FOR the figure "1-0-0" occuring against item IV read "1-3-0"

/true extract/ Sd. x x /for Secretary

To the Collectors of all districts.
The Secretary to Government, Revenue Department, Madras.

Revenue Department..

TO A.S.III.

The Bd's. proceedings on pp.1-2 above is subd for perusal. No remarks seem called for. May be lodged and stitched with G.O.Ms.No.1175, Revenue, dated 15-5-1948.
Should not the Books in office be corrected.
Sd. x x/4-9-48.

TO A.S.III.

The Books have since been corrected. It is regretted that this was not lodged and stitched with papers at (B).
Sd. x x/11-9-48.

Office Assistant,